

Investigative and Enforcement Services

USDA, APHIS, IES
4700 River Road, Unit 85
Riverdale, MD 20737
Phone: (301) 734-8684
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Settlement Agreement

RESPONDENT:

Mr. Wayne Troyer
2261 CR 70
Sugarcreek, OH 44681

CASE NUMBER OH09105-AC
DUE ON OR BEFORE May 5, 2010
CONTACT Ms. Roxanne Folk
PHONE (301) 734-5578

DATE	CITATION	DESCRIPTION
On or about 02-JUN-2009	9 CFR 2.40(b)(3)	Attending Veterinarian and Adequate Veterinary Care (Dealers and exhibitors). Failed in the mechanism of communication and the timeliness of veterinary consultation and care. No veterinarian examined an adult female dog (Judy - Tag #7) that was noted to have severe matting and drainage from both eyes. The animal required veterinary attention to determine the problem with its eyes and an appropriate course of treatment. The same dog was later euthanized by gunshot. This is an unacceptable method of euthanasia on the Program of Veterinary Care (PVC). All future euthanasia must be performed following the written guidelines of the PVC.

PENALTY \$ 500.

TERMS

Titles 7, 15, 19, and 21 of the United States Code authorize the Secretary of Agriculture, after providing notice and opportunity for a hearing, to impose civil penalties and other sanctions to resolve violations.

Prior to the issuance of a formal complaint seeking sanctions under the Act, The Department may enter into a stipulation to resolve the above-described violations. Your payment constitutes a waiver of your right to a hearing, a finding that the violations of law have occurred, and settlement of such violations.

If you do not pay the specified penalty within the designated time or wish to exercise your right to a hearing, this matter will be forwarded to the Office of the General Counsel for litigation. The penalty offered in this stipulation is not relevant to the sanctions the Department may seek, or that will be assessed, upon issuance of a formal complaint.

Signature of Respondent: *Wayne Troyer*

Date: 4-28-10

PAYMENT RECORD - FOR IES USE ONLY

Payment Type	Date	Amount	Signature of IES Representative
			<i>RECEIVED</i>
			340867 MAY 5 2010

USDA Form T04 Settlement Agreement
Revised 11/15/05